

ESTTA Tracking number: **ESTTA734211**

Filing date: **03/17/2016**

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

Petition for Cancellation

Notice is hereby given that the following party requests to cancel indicated registration.

Petitioner Information

Name	Marvell International Limited		
Entity	Corporation	Citizenship	Bermuda
Address	Canon's Court, 22 Victoria Street Hamilton, HM12 BERMUDA		

Attorney information	Lisa Greenwald-Swire Fish & Richardson P.O. Box 1022 Minneapolis, MN 55440 UNITED STATES TrademarkGroup-SV@fr.com, tmdoctc@fr.com, Greenwald-Swire@fr.com Phone:650-839-5070
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Registration Subject to Cancellation

Registration No	4124240	Registration date	04/10/2012
Registrant	Steve Klein 10960 Ventura Boulevard Studio City, CA 91604 UNITED STATES		

Goods/Services Subject to Cancellation

Class 009. First Use: 2009/03/26 First Use In Commerce: 2009/03/26 All goods and services in the class are cancelled, namely: Digital media storage management equipment, namely computer hardware

Grounds for Cancellation

Abandonment	Trademark Act section 14
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Attachments	ANDROMEDA petition to cancel.pdf(3013947 bytes)
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Certificate of Service

The undersigned hereby certifies that a copy of this paper has been served upon all parties, at their address record by First Class Mail on this date.

Signature	/Lisa Greenwald-Swire/
Name	Lisa Greenwald-Swire

Date	03/17/2016
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**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD**

In the matter of Registration No. 4,124,240
Filed March 3, 2011
For the mark **ANDROMEDA**
Issued on April 10, 2012

Marvell International Ltd.,

Petitioner,

v.

Steve Klein,

Registrant.

Cancellation No.: _____

PETITION TO CANCEL

Petitioner Marvell International Ltd., is a corporation of Bermuda having a principal place of business at Canon's Court, 22 Victoria Street, Hamilton, Bermuda HM12.

To the best of Petitioner's knowledge, the name of the current owner of the above-identified registration is Steve Klein (hereafter "Registrant"). On information and belief, Registrant's address is 10960 Ventura Blvd., Studio City, California 91604.

Petitioner Marvell International Ltd. believes that it is and will continue to be damaged by the registration of the mark ANDROMEDA, subject to Registration No. 4,124,240, and hereby petitions to cancel the same pursuant to the provisions of 15 U.S.C. Section 1064.

The grounds for cancellation are as follows:

1. Petitioner Marvell International Ltd. (hereafter "Marvell") is a leading fabless semiconductor company, with expertise in microprocessor architecture and digital signal

processing, and offers high volume storage solutions, mobile and wireless, networking, consumer and green products.

2. Marvell is the owner of U.S. Application Serial No. 86811233 and U.S. Application Serial No. 86811230 (hereinafter the “Applications”) for the mark ANDROMEDA BOX stylized design and work mark respectively and has an intent to use the mark in commerce in connection with “computer hardware for wired and wireless content delivery; Computer software for wired and wireless content delivery” in International Class 9, a true and correct copy of the Applications are attached hereto as **Exhibit A**.

3. Registrant is the owner of record of Registration No. 4,124,240 for the mark ANDROMEDA in connection with “digital media storage management equipment, namely computer hardware” in International Class 9, issued April 10, 2012 (hereafter the “Registration”).

4. Registrant claims to have first used the ANDROMEDA trademark in connection with the goods identified in the Registration on March 26, 2009.

5. Upon information and belief, Registrant is no longer available at his address listed with the USPTO at 10960 Ventura Boulevard, Studio City, California 91604. Our belief is based upon, among other things, the return of an envelope with the language “UNABLE TO DELIVER SHIPMENT, RETURNED TO SHIPPER” that we had sent the Registrant on February 29, 2016. Attached hereto as **Exhibit B** is a true and correct copy of the returned envelope.

6. Upon information and belief, the ANDROMEDA mark subject to the Registration is not in use in commerce for any of the goods set forth in the Registration.

7. Upon information and belief, Registrant has abandoned the ANDROMEDA mark subject to the Registration for all of the goods set forth in the Registration.

8. Marvell's Applications have been refused registration under Section 2(d) of the Lanham Act because the Examining Attorney believes that Registrant's mark, when used on or in connection with the identified goods, so resembles the mark shown in the Registration as to be likely to cause confusion, to cause mistake, or to deceive.

9. Continued registration of Registrant's ANDORMEDA mark is damaging to Marvell because it prevents Marvell from obtaining a registration for its own mark and it confers upon Registrant various statutory presumptions to which it is not entitled in view of Registrant's non-use and abandonment of the ANDROMEDA mark subject to the Registration.

WHEREFORE, Petitioner Marvell respectfully requests that this Petition to Cancel be sustained in its favor and that Registration 4,124,240 for the mark ANDROMEDA be canceled.

Please apply any charges or credits to Deposit Account No. 06-1050, 22463-0360PP1.

Respectfully submitted,



Date March 17, 2016

Lisa Greenwald-Swire, Esq.
FISH & RICHARDSON P.C.
P.O. Box 1022
Minneapolis, MN 55402-1022
tmdoctc@fr.com; trademarkgroup-sv@fr.com

ATTORNEY FOR
Petitioner Marvell International Ltd.

EXHIBIT A

Trademark/Service Mark Application, Principal Register

Serial Number: 86811230

Filing Date: 11/05/2015

The table below presents the data as entered.

Input Field	Entered
SERIAL NUMBER	86811230
MARK INFORMATION	
*MARK	ANDROMEDA BOX
STANDARD CHARACTERS	YES
USPTO-GENERATED IMAGE	YES
LITERAL ELEMENT	ANDROMEDA BOX
MARK STATEMENT	The mark consists of standard characters, without claim to any particular font, style, size, or color.
REGISTER	Principal
APPLICANT INFORMATION	
*OWNER OF MARK	Marvell International Ltd.
*STREET	Canon's Court, 22 Victoria Street
*CITY	Hamilton HM12
*COUNTRY	Bermuda
LEGAL ENTITY INFORMATION	
TYPE	corporation
STATE/COUNTRY OF INCORPORATION	Bermuda
GOODS AND/OR SERVICES AND BASIS INFORMATION	
INTERNATIONAL CLASS	009
*IDENTIFICATION	Computer hardware for wired and wireless content delivery; Computer software for wired and wireless content delivery
FILING BASIS	SECTION 1(b)
ATTORNEY INFORMATION	
NAME	Lisa Greenwald-Swire
ATTORNEY DOCKET NUMBER	22463-0360001
FIRM NAME	Fish & Richardson P.C.
STREET	P.O. Box 1022
CITY	Minneapolis
STATE	Minnesota
COUNTRY	United States
ZIP/POSTAL CODE	55440

PHONE	(650) 839-5198
FAX	(877) 769-7945
EMAIL ADDRESS	tmdoctc@fr.com
AUTHORIZED TO COMMUNICATE VIA EMAIL	Yes
OTHER APPOINTED ATTORNEY	Kathy Tsai
CORRESPONDENCE INFORMATION	
NAME	Lisa Greenwald-Swire
FIRM NAME	Fish & Richardson P.C.
STREET	P.O. Box 1022
CITY	Minneapolis
STATE	Minnesota
COUNTRY	United States
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FAX	(877) 769-7945
*EMAIL ADDRESS	tmdoctc@fr.com;trademarkgroup-sv@fr.com
*AUTHORIZED TO COMMUNICATE VIA EMAIL	Yes
FEE INFORMATION	
APPLICATION FILING OPTION	TEAS RF
NUMBER OF CLASSES	1
FEE PER CLASS	275
*TOTAL FEE DUE	275
*TOTAL FEE PAID	275
SIGNATURE INFORMATION	
ORIGINAL PDF FILE	hw_6715112910-185935607_.L1511-09-MIL-ANDROMEDA_BOX-9-Declaration_for_new_application.PDF
CONVERTED PDF FILE(S) (2 pages)	\\TICRS\EXPORT16\IMAGEOUT16\868\112\86811230\xml1\RFA0003.JPG
	\\TICRS\EXPORT16\IMAGEOUT16\868\112\86811230\xml1\RFA0004.JPG
SIGNATORY'S NAME	Ken Goertzen
SIGNATORY'S POSITION	Alternate Director
SIGNATORY'S PHONE NUMBER	N/A

Trademark/Service Mark Application, Principal Register

Serial Number: 86811230

Filing Date: 11/05/2015

To the Commissioner for Trademarks:

MARK: ANDROMEDA BOX (Standard Characters, see [mark](#))

The literal element of the mark consists of ANDROMEDA BOX.

The mark consists of standard characters, without claim to any particular font, style, size, or color.

The applicant, Marvell International Ltd., a corporation of Bermuda, having an address of
Canon's Court, 22 Victoria Street
Hamilton HM12
Bermuda

requests registration of the trademark/service mark identified above in the United States Patent and Trademark Office on the Principal Register established by the Act of July 5, 1946 (15 U.S.C. Section 1051 et seq.), as amended, for the following:

International Class 009: Computer hardware for wired and wireless content delivery; Computer software for wired and wireless content delivery

Intent to Use: The applicant has a bona fide intention, and is entitled, to use the mark in commerce on or in connection with the identified goods/services.

The applicant's current Attorney Information:

Lisa Greenwald-Swire and Kathy Tsai of Fish & Richardson P.C.
P.O. Box 1022
Minneapolis, Minnesota 55440
United States

The attorney docket/reference number is 22463-0360001.

The applicant's current Correspondence Information:

Lisa Greenwald-Swire
Fish & Richardson P.C.
P.O. Box 1022
Minneapolis, Minnesota 55440
(650) 839-5198(phone)
(877) 769-7945(fax)

tmdoctc@fr.com;trademarkgroup-sv@fr.com (authorized)

E-mail Authorization: I authorize the USPTO to send e-mail correspondence concerning the application to the applicant or applicant's attorney at the e-mail address provided above. I understand that a valid e-mail address must be maintained and that the applicant or the applicant's attorney must file the relevant subsequent application-related submissions via the Trademark Electronic Application System (TEAS). Failure to do so will result in an additional processing fee of \$50 per international class of goods/services.

A fee payment in the amount of \$275 has been submitted with the application, representing payment for 1 class(es).

Declaration

The signatory believes that: if the applicant is filing the application under 15 U.S.C. § 1051(a), the applicant is the owner of the trademark/service mark sought to be registered; the applicant is using the mark in commerce on or in connection with the goods/services in the application; the specimen(s) shows the mark as used on or in connection with the goods/services in the application; and/or if the applicant filed an application under 15 U.S.C. § 1051(b), § 1126(d), and/or § 1126(e), the applicant is entitled to use the mark in commerce; the applicant has a bona fide intention, and is entitled, to use the mark in commerce on or in connection with the goods/services in the application. The signatory believes that to the best of the signatory's knowledge and belief, no other persons, except, if applicable, concurrent users, have the right to use the mark in commerce, either in the identical form or in such near resemblance as to be likely, when used on or in connection with the goods/services

of such other persons, to cause confusion or mistake, or to deceive. The signatory being warned that willful false statements and the like are punishable by fine or imprisonment, or both, under 18 U.S.C. § 1001, and that such willful false statements and the like may jeopardize the validity of the application or any registration resulting therefrom, declares that all statements made of his/her own knowledge are true and all statements made on information and belief are believed to be true.

Declaration Signature

Signature: Not Provided Date: Not Provided

Signatory's Name: Ken Goertzen

Signatory's Position: Alternate Director

RAM Sale Number: 86811230

RAM Accounting Date: 11/06/2015

Serial Number: 86811230

Internet Transmission Date: Thu Nov 05 19:01:19 EST 2015

TEAS Stamp: USPTO/BAS-XX.XXX.XXX.XX-2015110519011964

5813-86811230-5407ee7736bf8e373a6dba52e8

e74c27f504ab15cba595d53cd118a22463dee4d-

DA-5462-20151105185935607415

ANDROMEDA BOX

Trademark/Service Mark Application, Principal Register
Handwritten Signature

To the Commissioner for Trademarks:

MARK: ANDROMEDA BOX (Standard Characters, see mark)

The literal element of the mark consists of ANDROMEDA BOX.

The mark consists of standard characters, without claim to any particular font, style, size, or color.

The applicant, Marvell International Ltd., a corporation of Bermuda, having an address of
Canon's Court, 22 Victoria Street
Hamilton HM12
Bermuda

requests registration of the trademark/service mark identified above in the United States Patent and Trademark Office on the Principal Register established by the Act of July 5, 1946 (15 U.S.C. Section 1051 et seq.), as amended, for the following:

International Class 009: Computer hardware for wired and wireless content delivery;
Computer software for wired and wireless content delivery
Intent to Use: The applicant has a bona fide intention, and is entitled, to use the mark in commerce on or in connection with the identified goods/services.

The applicant's current Attorney Information:

Lisa Greenwald-Swire and Kathy Tsai of Fish & Richardson P.C.
P.O. Box 1022
Minneapolis, Minnesota 55440
United States

The attorney docket/reference number is 22463-0360001.

The applicant's current Correspondence Information:

Lisa Greenwald-Swire
Fish & Richardson P.C.
P.O. Box 1022
Minneapolis, Minnesota 55440
(650) 839-5198(phone)
(877) 769-7945(fax)
tmdoctc@fr.com;trademarkgroup-sv@fr.com (authorized)

E-mail Authorization: I authorize the USPTO to send e-mail correspondence concerning the application to the applicant or applicant's attorney at the e-mail address provided above. I


understand that a valid e-mail address must be maintained and that the applicant or the applicant's attorney must file the relevant subsequent application-related submissions via the Trademark Electronic Application System (TEAS). Failure to do so will result in an additional processing fee of \$50 per international class of goods/services.

A fee payment in the amount of \$275 will be submitted with the application, representing payment for 1 class(es).

Declaration

The signatory believes that: if the applicant is filing the application under 15 U.S.C. § 1051(a), the applicant is the owner of the trademark/service mark sought to be registered; the applicant is using the mark in commerce on or in connection with the goods/services in the application; the specimen(s) shows the mark as used on or in connection with the goods/services in the application; and/or if the applicant filed an application under 15 U.S.C. § 1051(b), § 1126(d), and/or § 1126(e), the applicant is entitled to use the mark in commerce; the applicant has a bona fide intention, and is entitled, to use the mark in commerce on or in connection with the goods/services in the application. The signatory believes that to the best of the signatory's knowledge and belief, no other persons, except, if applicable, concurrent users, have the right to use the mark in commerce, either in the identical form or in such near resemblance as to be likely, when used on or in connection with the goods/services of such other persons, to cause confusion or mistake, or to deceive. The signatory being warned that willful false statements and the like are punishable by fine or imprisonment, or both, under 18 U.S.C. § 1001, and that such willful false statements and the like may jeopardize the validity of the application or any registration resulting therefrom, declares that all statements made of his/her own knowledge are true and all statements made on information and belief are believed to be true.

Signature Section:

Signature: 

Signatory's Name: Ken Goertzen
Signatory's Position: Alternate Director
Signatory's Phone Number: N/A
Date Signed: 2nd November 2015

NOTE TO APPLICANT: When filed as part of the electronic form (i.e., scanned and attached as an image file), the signature page **must** include both the signature information **and** the boilerplate declaration language. Do **not** include the entire application, but do ensure that the boilerplate declaration language actually appears; *a signature by itself will not be acceptable*. If, due to browser limitations, the boilerplate declaration language appears on a previous page when printed, you must "merge" the declaration and signature block onto a single page prior to signing, so that the *one complete page* can be scanned to create an acceptable image file. It is recommended that you copy-and-paste the entire text form into another document, manipulate the spacing there to move the declaration and signature section to a separate page, and then print this new version of the text form to send to the signatory.

Trademark/Service Mark Application, Principal Register

Serial Number: 86811233

Filing Date: 11/05/2015

The table below presents the data as entered.

Input Field	Entered
SERIAL NUMBER	86811233
MARK INFORMATION	
*MARK	\\TICRS\EXPORT16\IMAGEOUT_16\868\112\86811233\xml1\RFA0002.JPG
SPECIAL FORM	YES
USPTO-GENERATED IMAGE	NO
LITERAL ELEMENT	NDROMEDA BOX
COLOR MARK	NO
*DESCRIPTION OF THE MARK (and Color Location, if applicable)	The mark consists of an arch and a star-like design that form an A-like shape followed by letters "NDROMEDA BOX" with a line striking through the text.
PIXEL COUNT ACCEPTABLE	NO
PIXEL COUNT	786 x 182
REGISTER	Principal
APPLICANT INFORMATION	
*OWNER OF MARK	Marvell International Ltd.
*STREET	Canon's Court, 22 Victoria Street
*CITY	Hamilton HM12
*COUNTRY	Bermuda
LEGAL ENTITY INFORMATION	
TYPE	corporation
STATE/COUNTRY OF INCORPORATION	Bermuda
GOODS AND/OR SERVICES AND BASIS INFORMATION	
INTERNATIONAL CLASS	009
*IDENTIFICATION	Computer hardware for wired and wireless content delivery; Computer software for wired and wireless content delivery
FILING BASIS	SECTION 1(b)
ATTORNEY INFORMATION	
NAME	Lisa Greenwald-Swire
ATTORNEY DOCKET NUMBER	22463-0360002
FIRM NAME	Fish & Richardson P.C.
STREET	P.O. Box 1022

CITY	Minneapolis
STATE	Minnesota
COUNTRY	United States
ZIP/POSTAL CODE	55440
PHONE	(650) 839-5198
FAX	(877) 769-7945
EMAIL ADDRESS	tmdoctc@fr.com
AUTHORIZED TO COMMUNICATE VIA EMAIL	Yes
OTHER APPOINTED ATTORNEY	Kathy Tsai
CORRESPONDENCE INFORMATION	
NAME	Lisa Greenwald-Swire
FIRM NAME	Fish & Richardson P.C.
STREET	P.O. Box 1022
CITY	Minneapolis
STATE	Minnesota
COUNTRY	United States
ZIP/POSTAL CODE	55440
PHONE	(650) 839-5198
FAX	(877) 769-7945
*EMAIL ADDRESS	tmdoctc@fr.com;trademarkgroup-sv@fr.com
*AUTHORIZED TO COMMUNICATE VIA EMAIL	Yes
FEE INFORMATION	
APPLICATION FILING OPTION	TEAS RF
NUMBER OF CLASSES	1
FEE PER CLASS	275
*TOTAL FEE DUE	275
*TOTAL FEE PAID	275
SIGNATURE INFORMATION	
ORIGINAL PDF FILE	hw_6715112910-190158407_.IL1511-08-MIL-NDROMEDA_BOX-9-Declaration_for_new_application.PDF
CONVERTED PDF FILE(S) (2 pages)	\\TICRS\EXPORT16\IMAGEOUT16\868\112\86811233\xml1\RFA0003.JPG
	\\TICRS\EXPORT16\IMAGEOUT16\868\112\86811233\xml1\RFA0004.JPG
SIGNATORY'S NAME	Ken Goertzen
SIGNATORY'S POSITION	Alternate Director
SIGNATORY'S PHONE NUMBER	N/A

Trademark/Service Mark Application, Principal Register

Serial Number: 86811233

Filing Date: 11/05/2015

To the Commissioner for Trademarks:

MARK: NDROMEDA BOX (stylized and/or with design, see [mark](#))

The literal element of the mark consists of NDROMEDA BOX.

The applicant is not claiming color as a feature of the mark. The mark consists of an arch and a star-like design that form an A-like shape followed by letters "NDROMEDA BOX" with a line striking through the text.

The applicant, Marvell International Ltd., a corporation of Bermuda, having an address of
Canon's Court, 22 Victoria Street
Hamilton HM12
Bermuda

requests registration of the trademark/service mark identified above in the United States Patent and Trademark Office on the Principal Register established by the Act of July 5, 1946 (15 U.S.C. Section 1051 et seq.), as amended, for the following:

International Class 009: Computer hardware for wired and wireless content delivery; Computer software for wired and wireless content delivery

Intent to Use: The applicant has a bona fide intention, and is entitled, to use the mark in commerce on or in connection with the identified goods/services.

The applicant's current Attorney Information:

Lisa Greenwald-Swire and Kathy Tsai of Fish & Richardson P.C.
P.O. Box 1022
Minneapolis, Minnesota 55440
United States

The attorney docket/reference number is 22463-0360002.

The applicant's current Correspondence Information:

Lisa Greenwald-Swire
Fish & Richardson P.C.
P.O. Box 1022
Minneapolis, Minnesota 55440
(650) 839-5198(phone)
(877) 769-7945(fax)

tmdoctc@fr.com;trademarkgroup-sv@fr.com (authorized)

E-mail Authorization: I authorize the USPTO to send e-mail correspondence concerning the application to the applicant or applicant's attorney at the e-mail address provided above. I understand that a valid e-mail address must be maintained and that the applicant or the applicant's attorney must file the relevant subsequent application-related submissions via the Trademark Electronic Application System (TEAS). Failure to do so will result in an additional processing fee of \$50 per international class of goods/services.

A fee payment in the amount of \$275 has been submitted with the application, representing payment for 1 class(es).

Declaration

The signatory believes that: if the applicant is filing the application under 15 U.S.C. § 1051(a), the applicant is the owner of the trademark/service mark sought to be registered; the applicant is using the mark in commerce on or in connection with the goods/services in the application; the specimen(s) shows the mark as used on or in connection with the goods/services in the application; and/or if the applicant filed an application under 15 U.S.C. § 1051(b), § 1126(d), and/or § 1126(e), the applicant is entitled to use the mark in commerce; the applicant has a

bona fide intention, and is entitled, to use the mark in commerce on or in connection with the goods/services in the application. The signatory believes that to the best of the signatory's knowledge and belief, no other persons, except, if applicable, concurrent users, have the right to use the mark in commerce, either in the identical form or in such near resemblance as to be likely, when used on or in connection with the goods/services of such other persons, to cause confusion or mistake, or to deceive. The signatory being warned that willful false statements and the like are punishable by fine or imprisonment, or both, under 18 U.S.C. § 1001, and that such willful false statements and the like may jeopardize the validity of the application or any registration resulting therefrom, declares that all statements made of his/her own knowledge are true and all statements made on information and belief are believed to be true.

Declaration Signature

Signature: Not Provided Date: Not Provided

Signatory's Name: Ken Goertzen

Signatory's Position: Alternate Director

RAM Sale Number: 86811233

RAM Accounting Date: 11/06/2015

Serial Number: 86811233

Internet Transmission Date: Thu Nov 05 19:03:09 EST 2015

TEAS Stamp: USPTO/BAS-XX.XXX.XXX.XX-2015110519030987

0009-86811233-5406c777cdd3fa0effb78769bc

b5a237badf367f3ed94885c7cc8df797baaca-DA

-5479-20151105190158407190

ANDROMEDA BOX

**Trademark/Service Mark Application, Principal Register
Handwritten Signature**

To the Commissioner for Trademarks:

MARK: NDROMEDA BOX (stylized and/or with design, see mark)

The literal element of the mark consists of NDROMEDA BOX.

The applicant is not claiming color as a feature of the mark. The mark consists of an arch and a star-like design that form an A-like shape followed by letters "NDROMEDA BOX" with a line striking through the text.

The applicant, Marvell International Ltd., a corporation of Bermuda, having an address of
Canon's Court, 22 Victoria Street
Hamilton HM12
Bermuda

requests registration of the trademark/service mark identified above in the United States Patent and Trademark Office on the Principal Register established by the Act of July 5, 1946 (15 U.S.C. Section 1051 et seq.), as amended, for the following:

International Class 009: Computer hardware for wired and wireless content delivery;
Computer software for wired and wireless content delivery
Intent to Use: The applicant has a bona fide intention, and is entitled, to use the mark in commerce on or in connection with the identified goods/services.

The applicant's current Attorney Information:

Lisa Greenwald-Swire and Kathy Tsai of Fish & Richardson P.C.
P.O. Box 1022
Minneapolis, Minnesota 55440
United States

The attorney docket/reference number is 22463-0360002.

The applicant's current Correspondence Information:

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Fish & Richardson P.C.
P.O. Box 1022
Minneapolis, Minnesota 55440
(650) 839-5198(phone)
(877) 769-7945(fax)
tmdoctc@fr.com;trademarkgroup-sv@fr.com (authorized)

E-mail Authorization: I authorize the USPTO to send e-mail correspondence concerning the


application to the applicant or applicant's attorney at the e-mail address provided above. I understand that a valid e-mail address must be maintained and that the applicant or the applicant's attorney must file the relevant subsequent application-related submissions via the Trademark Electronic Application System (TEAS). Failure to do so will result in an additional processing fee of \$50 per international class of goods/services.

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Signature Section:

Signature: 

Signatory's Name: Ken Goertzen
Signatory's Position: Alternate Director
Signatory's Phone Number: N/A
Date Signed: 3rd November 2015

NOTE TO APPLICANT: When filed as part of the electronic form (i.e., scanned and attached as an image file), the signature page **must** include both the signature information **and** the boilerplate declaration language. Do **not** include the entire application, but do ensure that the boilerplate declaration language actually appears; *a signature by itself will not be acceptable*. If, due to browser limitations, the boilerplate declaration language appears on a previous page when printed, you must "merge" the declaration and signature block onto a single page prior to signing, so that the *one complete page* can be scanned to create an acceptable image file. It is recommended that you copy-and-paste the entire text form into another document, manipulate the spacing there to move the declaration and signature section to a separate page, and then print this new version of the text form to send to the signatory.

EXHIBIT B

[Shipping](#)[Tracking](#)[Manage](#)[Learn](#)[FedEx Office®](#)[margaret trevino](#)

FedEx® Tracking

775761665837

Ship date:

Mon 2/29/2016

Scheduled delivery:

Pending

Fish & Richardson LLP
Lisa Greenwald-Swire
SUITE 500
500 ARGUELLO ST STE 500
REDWOOD CITY, CA US 94063
650 839-5089

Delivery exception

SUN VALLEY, CA

Steve Klein
Steve Kline
10960 Ventura Boulevard
STUDIO CITY, CA US 91604
650 839-5089

Unable to deliver shipment, returned to shipper

Recommended action:

No action is required. The package is being returned to the shipper.

Travel History

Date/Time	Activity	Location
3/01/2016 - Tuesday		
5:30 pm	Returning package to shipper	SUN VALLEY, CA
	Return tracking number 775773915960	
5:08 pm	At local FedEx facility	SUN VALLEY, CA
2:51 pm	Delivery exception	SUN VALLEY, CA
	Incorrect address - Recipient moved	
6:50 am	On FedEx vehicle for delivery	SUN VALLEY, CA
8:27 am	At local FedEx facility	SUN VALLEY, CA
3:32 am	At destination sort facility	LOS ANGELES, CA
2:38 am	Departed FedEx location	OAKLAND, CA
2/29/2016 - Monday		
9:35 pm	Arrived at FedEx location	OAKLAND, CA
8:55 pm	Left FedEx origin facility	MENLO PARK, CA
4:47 pm	Shipment information sent to FedEx	
4:20 pm	Picked up	MENLO PARK, CA

Shipment Facts

Tracking number	775761665837	Service	FedEx Standard Overnight
Weight	0.5 lbs / 0.23 kgs	Delivery attempts	1
Total pieces	1	Total shipment weight	0.5 lbs / 0.23 kgs
Terms	Not Available	Shipper reference	22463-0360PP1
Packaging	FedEx Envelope	Special handling section	Deliver Weekday
Customer exception request number (CER)	0301659328		

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